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1635

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Needleman et al.)
Serial No.: 08/934,367) Attorney Docket
Filed: September 19, 1997) 6221/69666
For: AN IMMUNOLOGICAL PROCESS AND) MON-103.0
CONSTRUCTS FOR INCREASING THE HDL) Art Group: 1809
CHOLESTEROL CONCENTRATION BY)
DNA VACCINATION)
Examiner: Not yet assigned)

5/1808

RECEIVED

APR 07 1998

INFORMATION DISCLOSURE STATEMENT

MAINTAINED
3/1/98

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.97, a list of documents is disclosed on the attached Form PTO-1449 that may be material to the examination of this application.

Documents A1-A47 are patents and published papers that are cited, discussed, and provided in the parental applications, U.S. Patent Application No. 08/785,997, filed on January 21, 1997 and U.S. Patent Application No. 08/788,882, filed January 21, 1997, of which this application is a Continuation-in-Part. Pursuant to 37 C.F.R. 1.98(d), it is understood that only a list of art is required inasmuch as the listed art has been provided and discussed previously.

Listed Documents B1-B29 are additional patents, patent applications, published papers and a SBIR that are cited and discussed in the current application, or have been subsequently located and thought to be relevant.

Documents for which the supplied date of publication lists the year of publication without the month were published sufficiently earlier than the effective U.S. filing date and any foreign priority date, so that the particular month of publication is not in issue. However, the availability date of the SBIR is unknown. Pursuant to §609 of the MPEP, it is understood that the month of publication is not required when the particular month of publication is not in issue.

No inferences should be drawn that the attached list represents a comprehensive investigation, or that any material disclosed is equivalent to the subject invention. In addition, none of the documents that have publication dates prior to the priority date of the above application anticipate the invention in this application.

The cited documents disclose numerous specific features. There has been no attempt to list each and every feature disclosed by each document. The Examiner is requested to review the documents and determine the extent of the

materiality of the document disclosures with respect to the present invention.

The discussion of any art and the citation of any document herein is not to be construed as an admission that the art or document disclosure is necessarily within the invention field of endeavor, that the art or document disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that the art or document disclosure is otherwise necessarily prior art as defined by the patent law with respect to the instant invention and application.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosures of the art and documents recited herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

The recitation herein of the art and documents is not to be construed as an assertion that more pertinent art could not possibly be in existence.

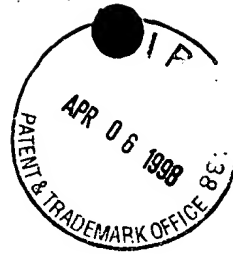
Respectfully submitted,

By 

Edward P. Gamson, Reg. No. 29,381

Serial No. 08/934,367

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Enclosures:

Form PTO-1449

Bound Volume of Art

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Chicago, Illinois 60606
312/655-1500

CERTIFICATE OF MAILING

I hereby certify that this Information Disclosure Statement, together with the stated enclosures are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on April 3, 1998.

A handwritten signature in black ink, appearing to be "Theodore Rosen", written over a horizontal line.